



22 CFR Part 171

[Public Notice: 12539]

RIN: 1400-AF86

Access to Information; Privacy Act Provisions

AGENCY: Department of State.

ACTION: Final rule.

SUMMARY: The Department of State is removing Personality Index to the Central Foreign Policy Records, State-29, from the list of system of records notices (SORNs) for which Privacy Act exemptions are claimed. The Department has determined that the personality index search tool covered by this SORN was disposed of when the State Archiving System (SAS) was decommissioned in May 2020, and this SORN has been rescinded.

DATES: This rule is effective on [INSERT DATE OF PUBLICATION IN THE *FEDERAL REGISTER*].

FOR FURTHER INFORMATION CONTACT: Timothy J. Kootz, Senior Agency Official for Privacy; U.S. Department of State; Office of Global Information Services, A/GIS; Room 4534, 2201 C St., N.W.; Washington, DC 20520 or by calling on (202) 304 5979.

SUPPLEMENTARY INFORMATION: The System of Records Notice (SORN) State-29, Personality Index to the Central Foreign Policy Records, has been rescinded. See 89 FR 43974 (May 20, 2024).

Pursuant to 5 U.S.C. 552a (k)(1), (k)(2), (k)(3), and (k)(7), records in State-29 were exempted from subsections (c)(3), (d), (e)(1), (e)(4)(G), (H), (I), and (f). This rulemaking amends 22 CFR 171.26 by removing STATE-29 from the lists of exemptions.

REGULATORY ANALYSIS

This rulemaking is published as a final rule with immediate effect due to the good cause exemption of the Administrative Procedure Act, 5 U.S.C. 553(b)(3)(B) and 553(d). Since State-

29 is no longer a SORN, it cannot be listed in the lists of SORNs exempted from the Privacy Act. Therefore, the Department finds good cause to promulgate this rulemaking, with immediate effect (5 U.S.C. 553(d)), and finds that public comment on this rulemaking would be unnecessary.

List of Subjects in 22 CFR Part 171

Privacy.

For the reasons stated in the preamble, 22 CFR part 171 is amended as follows:

PART 171 – PUBLIC ACCESS TO INFORMATION

1. The authority citation for 22 CFR part 171 continues to read as follows:

Authority: 22 U.S.C. 2651a; 5 U.S.C. 552, 552a; E.O. 12600 (52 FR 23781); Pub. L. 114-185; Pub L. 95-521, 92 Stat. 1824 (codified as amended at 5 U.S.C. Ch. 131); 5 CFR part 2634.

2. Section 171.26 is amended by revising paragraphs (b)(1), (2), (3) and (7) as follows:

§ 171.26 Exemptions.

* * * * *

(b) * * *

(1) *Exempt under 5 U.S.C. 552a(k)(1).* Records contained within the following systems of records are exempt under this section to the extent that they are subject to the provisions of 5 U.S.C. 552(b)(1).

Table 2 to Paragraph (b)(1)

Title	Number
Board of Appellate Review Records	STATE-02
Congressional Correspondence	STATE-43
Congressional Travel Records	STATE-44
Coordinator for the Combating of Terrorism Records	STATE-06
External Research Records	STATE-10
Extradition Records	STATE-11
Family Advocacy Case Records	STATE-75
Foreign Assistance Inspection Records	STATE-48
Human Resources Records	STATE-31
Information Access Programs Records	STATE-35
Intelligence and Research Records	STATE-15
International Organizations Records	STATE-17
Law of the Sea Records	STATE-19

Legal Case Management Records	STATE-21
Munitions Control Records	STATE-42
Office of Inspector General Investigation Management System	STATE-53
Overseas Citizens Services Records	STATE-05
Passport Records	STATE-26
Personality Cross-Reference Index to the Secretariat Automated Data Index	STATE-28
Personnel Payroll Records	STATE-30
Records of Domestic Accounts Receivable	STATE-23
Records of the Office of the Assistant Legal Adviser for International Claims and Investment Disputes	STATE-54
Records of the Office of White House Liaison	STATE-34
Refugee Records	STATE-59
Risk Analysis and Management Records	STATE-78
Rover Records	STATE-41
Security Records	STATE-36
Visa Records	STATE-39

(2) *Exempt under 5 U.S.C. 552a(k)(2)*. Records contained within the following systems of records are exempt under this section to the extent that they consist of investigatory material compiled for law enforcement purposes, subject to the limitations set forth in 5 U.S.C. 552a(k)(2).

Table 3 to Paragraph (b)(2)

Title	Number
Board of Appellate Review Records	STATE-02
Coordinator for the Combating of Terrorism Records	STATE-06
Extradition Records	STATE-11
Family Advocacy Case Records	STATE-75
Foreign Assistance Inspection Records	STATE-48
Garnishment of Wages Records	STATE-61
Information Access Program Records	STATE-35
Intelligence and Research Records	STATE-15
Munitions Control Records	STATE-42
Office of Foreign Missions Records	STATE-81
Office of Inspector General Investigation Management System	STATE-53
Overseas Citizens Services Records	STATE-05
Passport Records	STATE-26
Personality Cross-Reference Index to the Secretariat Automated Data Index	STATE-28
Risk Analysis and Management Records	STATE-78
Security Records	STATE-36

Visa Records	STATE-39
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(3) *Exempt under 5 U.S.C. 552a(k)(3)*. Records contained within the following systems of records are exempt under this section to the extent that they are maintained in connection with providing protective services pursuant to 18 U.S.C. 3056.

Table 4 to Paragraph (b)(3)

Title	Number
Extradition Records	STATE-11
Information Access Programs Records	STATE-35
Intelligence and Research Records	STATE-15
Overseas Citizens Services Records	STATE-05
Passport Records	STATE-26
Personality Cross-Reference Index to the Secretariat Automated Data Index	STATE-28
Security Records	STATE-36
Visa Records	STATE-39

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(7) *Exempt under 5 U.S.C. 552a(k)(7)*. Records contained within the following systems of records are exempt under this section to the extent that they consist of evaluation material used to determine potential for promotion in the armed services, but only to the extent that such disclosure would reveal the identity of a confidential informant.

Table 8 to Paragraph (b)(7)

Title	Number
Human Resources Records	STATE-31
Information Access Programs Records	STATE-35
Overseas Citizens Services Records	STATE-25
Personality Cross-Reference Index to the Secretariat Automated Data Index	STATE-28
Security Records	STATE-36

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